DOCKET FILE COPY ORIGINAL

K RASKIN, LESSE & COSSON, LLC ATTORNEYS AT LAW

ORIGINAL

THE ECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120~L Street, N W , Suite 520~ Washington, D C -20037~

Γelephone (202) 296-8890 Telecopier (202) 296-8893

December 23, 2003

RECEIVED

DEC 2 3 2003

Ms. Marlene H. Dortch, Secretary Office of the Secretary Federal Communications Commission 445 12th Street, SW Washington, D.C. 20554

Federal Communications Commission Office of Secretary

Re Petition for Clarification or, in the Alternative, Waiver, filed November 26, 2003 CC Docket No. 96-128

Dear Ms Dortch

On behalf of the Petitioners participating in the above-captioned Petition, we are transmitting the following original signed declarations.

Baldwin Telecom, Inc.
Brandenburg Telephone Company
Campti-Pleasant Hill Telephone Company, Inc
Central Montana Communications, Inc.
CenturyTel, Inc
Darien Telephone Company, Inc
Glenwood Telephone Company
Hancock Rural Telephone Corp d/b/a Hancock Telecom
Shidler Telephone Company
Triangle Telephone Cooperative Assn., Inc.

When either the Petition or supplement thereto was filed, the declarations bearing a facsimile signature were filed with the Commission as an attachment.

Please associate this attachment with the captioned Petition

Should you have any questions, please contact this office.

Sincerely,

Thomas J. Moorman

Somas Horman

Attachments

The undersigned company is a rural telephone company that received a memorandum dated August 29, 2003 together with an attached invoice from APCC Services, Inc. on behalf of various Payphone Service Providers ("PSPs") that referenced the Federal Communications Commission decision from October, 2002 addressing compensation obligations to PSPs

When dial around calls and subscriber toll-free calls are made from payphones located in the Company's service area, we automatically route those calls from our central office to the toll provider (the Regional Bell Operating Company or other Interexchange Carrier) assigned the access code or the 8XX number being dialed. This automatic routing is triggered by the end user dialing a "1" and occurs even where the call is ultimately terminated to an end user located within our service area. Once routed to the toll provider, however, the toll provider controls the routing of the call and how that call will be terminated. Unlike the regional Bell Operating. Company, our company is not an intraLATA toll provider.

Accordingly, when calls are made from any pay station in our service area, it is not possible for our company to handle a call that is compensable. Unlike the regional Bell Operating Companies or other local exchange carriers that provide intraLATA services on a compensable basis, our company provides only originating access service to other carriers. With respect to the traffic associated with the invoice received from APCC, we conclude that the compensable calls were handled by the intraLATA toll provider that is assigned to the paystation, no compensable calls were handled by our company.

I do hereby declare under penalties of perjury that the foregoing is true and correct to the

best of my knowledge, information, and belief and that I am authorized by the Company indicated below to provide this Declaration

Date 12/19/2003

Larry Knegendorf
(printed name)

General Manager
(Title)

Company Name

Baldwin Telecom, Inc.

Company Address

930 Maple Street, PO Box 420

Baldwin, WI 54002

The undersigned company is a rural telephone company that received a memorandum dated August 29, 2003 together with an attached invoice from APCC Services, Inc. on behalf of various Payphone Service Providers ("PSPs") that referenced the Federal Communications Commission decision from October, 2002 addressing compensation obligations to PSPs.

When dial around calls and subscriber toll-free calls are made from payphones located in the Company's service area, we automatically route those calls from our central office to the toll provider (the Regional Bell Operating Company or other Interexchange Carrier) assigned the access code or the 8XX number being dialed. This automatic routing is triggered by the end user dialing a "1" and occurs even where the call is ultimately terminated to an end user located within our service area. Once routed to the toll provider, however, the toll provider controls the routing of the call and how that call will be terminated. Unlike the regional Bell Operating Company, our company is not an intraLATA toll provider.

Accordingly, when calls are made from any pay station in our service area, it is not possible for our company to handle a call that is compensable. Unlike the regional Bell Operating Companies or other local exchange carriers that provide intraLATA services on a compensable basis, our company provides only originating access service to other carriers. With respect to the traffic associated with the invoice received from APCC, we conclude that the compensable calls were handled by the intraLATA toll provider that is assigned to the paystation; no compensable calls were handled by our company.

of my knowledge, information, and belief, and that I am authorized by the Company indicated below to

I do hereby declare under penalties of perjury that the foregoing is true and correct to the best

The undersigned company is a rural telephone company that received a memorandum dated August 29, 2003 together with an attached invoice from APCC Services, Inc. on behalf of various Payphone Service Providers ("PSPs") that referenced the Federal Communications Commission decision from October, 2002 addressing compensation obligations to PSPs

When dial around calls and subscriber toll-free calls are made from payphones located in the Company's service area, we automatically route those calls from our central office to the toll provider (the Regional Bell Operating Company or other Interexchange Carrier) assigned the access code or the 8XX number being dialed. This automatic routing is triggered by the end user dialing a "1" and occurs even where the call is ultimately terminated to an end user located within our service area. Once routed to the totl provider however, the toll provider controls the routing of the call and how that call will be terminated. Unlike the regional Bell Operating Company, our company is not an intraLATA toll provider.

Accordingly, when calls are made from any pay station in our service area, it is not possible for our company to handle a call that is compensable. Unlike the regional Bell Operating Companies or other local exchange carriers that provide intraLATA services on a compensable basis, our company provides only originating access service to other carriers. With respect to the traffic associated with the invoice received from APCC, we conclude that the compensable calls were handled by the intraLATA toll provider that is assigned to the paystation, no compensable calls were handled by our company

I do hereby declare under penalties of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief, and that I am authorized by the Company indicated below to

The undersigned company is a rural telephone company that received a memorandum dated August 29, 2003 together with an attached invoice from APCC Services. Inc. on behalf of various Payphone Service Providers ("PSPs") that referenced the Federal Communications Commission decision from October, 2002 addressing compensation obligations to PSPs

When dial around calls and subscriber toll-free calls are made from payphones located in the Company's service area, we automatically route those calls from our central office to the toll provider (the Regional Bell Operating Company or other Interexchange Carrier) assigned the access code or the 8XX number being dialed. This automatic routing is triggered by the end user dialing a "1" and occurs even where the call is ultimately terminated to an end user located within our service area. Once routed to the toll provider, however, the toll provider controls the routing of the call and how that call will be terminated. Unlike the regional Bell Operating Company, our company is not an intraLATA toll provider.

Accordingly, when calls are made from any pay station in our service area, it is not possible for our company to handle a call that is compensable. Unlike the regional Bell Operating Companies or other local exchange carriers that provide intraLA FA services on a compensable basis, our company provides only originating access service to other carriers. With respect to the traffic associated with the invoice received from APCC, we conclude that the compensable calls were handled by the intraLATA toll provider that is assigned to the paystation, no compensable calls were handled by our company

I do hereby declare under penalties of perjury that the foregoing is true and correct to the best

of my knowledge, information, and belief, and that I am authorized by the Company indicated below to provide this Declaration

Date 11/20/03 (signature)

Richard Stevens (printed name)

General Manager (Title)

Company Name Central Montana Communications, Inc.

Company Address P. 0. Box 751

Hayre, MT 59501-0751



The undersigned company is a rural telephone company that received a memorandum dated August 29, 2003 together with an attached invoice from APCC Services, Inc. on behalf of various Payphone Service Providers ("PSPs") that referenced the Federal Communications Commission decision from October, 2002 addressing compensation obligations to PSPs

When dial around calls and subscriber toll-free calls are made from payphones located in the Company's service area, we automatically route those calls from our central office to the toll provider (the Regional Bell Operating Company or other Interexchange Carrier) assigned the access code or the 8XX number being dialed. This automatic routing is triggered by the end user dialing a "1" and occurs even where the call is ultimately terminated to an end user located within our service area. Once routed to the toll provider, however, the coll provider controls the routing of the call and how that call will be terminated. Unlike the regional Bell Operating Company, our company is not an intraLATA toll provider.

Accordingly, when calls are made from any pay station in our service area, it is not possible for our company to handle a call that is compensable. Unlike the regional Bell Operating Companies or other local exchange carriers that provide intraLATA services on a compensable basis, our company provides only originating access service to other carriers. With respect to the traffic associated with the invoice received from APCC, we conclude that the compensable calls were handled by the intraLATA toll provider that is assigned to the paystation, no compensable calls were handled by our company

I do hereby declare under penalties of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief, and that I am authorized by the Company indicated below to provide this Declaration

Date $\frac{\partial f}{\partial x} = \frac{\partial f}{\partial x} + \frac{\partial f}{\partial x} = \frac{\partial f}{\partial $	(signature)
	(printed name)
	(Title)
Company Name	(https://el. the
Company Address	the interplet Dige
	Micros LA MILOS
	·

We are not the toll provider in the following states:

- (1) Wisconsin
- (2) Washington
- (3) Michigan
- (4) Louisiana
- (5) Colorado
- (6) Ohio
- (7) Oregon
- (8) Montana
- (9) Minnesota
- (10) Tennessee
- (11) Mississippi
- (12) New Mexico
- (13) Idaho
- (14) Wyoming
- (15) Indiana
- (16) Iowa
- (17) Arizona
- (18) Nevada

in the second

The undersigned company is a rural telephone company that received a memorandum dated August 29, 2003 together with an attached invoice from APCC Services, Inc. on behalf of various Payphone Service Providers ("PSPs") that referenced the Federal Communications Commission decision from October, 2002 addressing compensation obligations to PSPs

When dial around calls and subscriber toll-free calls are made from payphones located in the Company's service area, we automatically route those calls from our central office to the toll provider (the Regional Bell Operating Company or other Interexchange Carrier) assigned the access code or the 8XX number being dialed. This automatic routing is triggered by the end user dialing a "1" and occurs even where the call is ultimately terminated to an end user located within our service area. Once routed to the toll provider, however, the toll provider controls the routing of the call and how that call will be terminated. Unlike the regional Bell Operating Company, our company is not an intraLATA toll provider.

Accordingly, when calls are made from any pay station in our service area, it is not possible for our company to handle a call that is compensable. Unlike the regional Bell Operating Companies or other local exchange carriers that provide intraLATA services on a compensable basis, our company provides only originating access service to other carriers. With respect to the traffic associated with the invoice received from APCC, we conclude that the compensable calls were handled by the intraLATA toll provider that is assigned to the paystation, no compensable calls were handled by our company

I do hereby declare under penalties of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief, and that I am authorized by the Company indicated below to provide this Declaration

3	- ما مستندوری از این
	(signature)
	Ken Johnson
	(printed name)
	Regulatory Manager
	(Title)
Darien Telephone	Company, Inc.
Post Office Box 5	75
Darien, Georgia 3	1305
	Post Office Box 5

The undersigned company is a rural telephone company that received a memorandum dated August 29, 2003 together with an attached invoice from APCC Services, Inc. on behalf of various Payphone Service Providers ("PSPs") that referenced the Federal Communications Commission decision from October, 2002 addressing compensation obligations to PSPs.

When dial around calls and subscriber toll-free calls are made from payphones located in the Company's service area, we automatically route those calls from our central office to the toll provider (the Regional Bell Operating Company or other Interexchange Carrier) assigned the access code or the 8XX number being dialed. This automatic routing is triggered by the end user dialing a "1" and occurs even where the call is ultimately terminated to an end user located within our service area. Once routed to the toll provider, however, the toll provider controls the routing of the call and how that call will be terminated. Unlike the regional Bell Operating Company, our company is not an intraLATA toll provider.

Accordingly, when calls are made from any pay station in our service area, it is not possible for our company to handle a call that is compensable. Unlike the regional Bell Operating Companies or other local exchange carriers that provide intraLATA services on a compensable basis, our company provides only originating access service to other carriers. With respect to the traffic associated with the invoice received from APCC, we conclude that the compensable calls were handled by the intraLATA toll provider that is assigned to the paystation; no compensable calls were handled by our company.

I do hereby declare under penalties of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief, and that I am authorized by the Company indicated below to provide this Declaration.

Date: 11174/	(signature)
	Junie E, C'Brien (printed name)
	(Title)
Company Name:	Colencia Telephone Company
Company Address:	P. C. Bax 235
	202 W Furth Ave
	Glenness, GA 30428-6235

The undersigned company is a rural telephone company that received a memorandum dated August 29, 2003 together with an attached invoice from APCC Services, Inc. on behalf of various Payphone Service Providers ("PSPs") that referenced the Federal Communications Commission decision from October, 2002 addressing compensation obligations to PSPs.

When dial around calls and subscriber toll-free calls are made from payphones located in the Company's service area, we automatically route those calls from our central office to the toll provider (the Regional Bell Operating Company or other Interexchange Carrier) assigned the access code or the 8XX number being dialed. This automatic routing is triggered by the end user dialing a "1" and occurs even where the call is ultimately terminated to an end user located within our service area. Once routed to the toll provider, however, the toll provider controls the routing of the call and how that call will be terminated. Unlike the regional Bell Operating Company, our company is not an intraLATA toll provider.

Accordingly, when calls are made from any pay station in our service area, it is not possible for our company to handle a call that is compensable. Unlike the regional Bell Operating Companies or other local exchange carriers that provide intraLATA services on a compensable basis, our company provides only originating access service to other carriers. With respect to the traffic associated with the invoice received from APCC, we conclude that the compensable calls were handled by the intraLATA toll provider that is assigned to the paystation; no compensable calls were handled by our company.

I do hereby declare under penalties of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief, and that I am authorized by the Company indicated below to provide this Declaration.

Date: 11/24/200	رنال المرازي (signature)	
	Tim Hills	
	(printed name)	
	President	
	(Title)	
Company Name	Hancock Rural Telephone Corp d/b/a Hancock Teleco	100
Company Address:	P.O. Box 108	
	Maxwell, IN 46154	

The undersigned company is a rural telephone company that received a memorandum dated August 29, 2003 together with an attached invoice from APCC Services, Inc. on behalf of various Payphone Service Providers ("PSPs") that referenced the Federal Communications Commission decision from October, 2002 addressing compensation obligations to PSPs.

When dial around calls and subscriber toll-free calls are made from payphones located in the Company's service area, we automatically route those calls from our central office to the toll provider (the Regional Bell Operating Company or other Interexchange Carner) assigned the access code or the 8XX number being dialed. This automatic routing is triggered by the end user dialing a "1" and occurs even where the call is ultimately terminated to an end user located within our service area. Once routed to the toll provider, however, the toll provider controls the routing of the call and how that call will be terminated. Unlike the regional Bell Operating Company, our company is not an intraLATA toll provider.

Accordingly, when calls are made from any pay station in our service area, it is not possible for our company to handle a call that is compensable. Unlike the regional Bell Operating Companies or other local exchange carriers that provide intraLATA services on a compensable basis, our company provides only originating access service to other carriers. With respect to the traffic associated with the invoice received from APCC, we conclude that the compensable calls were handled by the intraLATA toll provider that is assigned to the paystation, no compensable calls were handled by our company.

I do hereby declare under penalties of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief, and that I am authorized by the Company indicated below to provide this Declaration

Date 11-22-03	Liea Patton
	(signature)
	Lisa Patton
	(printed name)
	Vice President
	(Title)
Company Name	Shidler Telephone Company
Company Address	PO Box 25
	Shidler, OK 74652
_	

The undersigned company is a rural telephone company that received a memorandum dated August 29, 2003 together with an attached invoice from APCC Services, Inc. on behalf of various Payphone Service Providers ("PSPs") that referenced the Federal Communications Commission decision from October, 2002 addressing compensation obligations to PSPs

When dial around calls and subscriber toll-free calls are made from payphones located in the Company's service area, we automatically route those calls from our central office to the toll provider (the Regional Bell Operating Company or other Interexchange Carrier) assigned the access code or the 8XX number being dialed. This automatic routing is triggered by the end user dialing a "1" and occurs even where the call is ultimately terminated to an end user located within our service area. Once routed to the toll provider, however, the toll provider controls the routing of the call and how that call will be terminated. Unlike the regional Bell Operating Company, our company is not an intraLATA toll provider.

Accordingly, when calls are made from any pay station in our service area, it is not possible for our company to handle a call that is compensable. Unlike the regional Bell Operating Companies or other local exchange carriers that provide intraLATA services on a compensable basis, our company provides only originating access service to other carriers. With respect to the traffic associated with the invoice received from APCC, we conclude that the compensable calls were handled by the intraLATA toll provider that is assigned to the paystation, no compensable calls were handled by our company

of my knowledge, information, and belief, and that I am authorized by the Company indicated below to

I do hereby declare under penalties of perjury that the foregoing is true and correct to the best

CERTIFICATE OF SERVICE

I, Thomas J Moorman, of Kraskin, Lesse & Cosson, LLC, 2120 L Street, NW, Suite 520, Washington, DC 20037, do hereby certify that a copy of the foregoing letter and attachments regarding the "Petition for Clarification or, in the Alternative, Waiver" was served on this 23rd day of December 2003, to the following parties:

Thomas J. Moorman

William Maher, Chief Wireline Competition Bureau Federal Communications Commission 445 12th Street, SW Washington, DC 20554 (Hand Delivered) Qualex International 445 12th Street, SW Room CY-B402 Washington, DC 20554 (Hand Delivered)

Robert F Aldrich Dickstein Shapiro Morin & Oshinsky, LLP 2101 L Street, N W Washington, D.C. 20037-1526